IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 6TH DECEMBER 2006 / 15TH AGRAHAYANA 1928

WP(C).No. 32016 of 2006(J)

PETITIONER:

TATA MOTOR FINANCE LIMITED,
SL PLAZA, PALARIVATTOM P.O., PALARIVATTOM,
COCHIN-25, REP. BY MAHESH MADHAVAN,
EXECUTIVE OFFICIAL.

BY ADV. SRI.C.S.MANU
SRI.S.K.PREMRAJ
SRI.ANOOP JOSEPH
SRI.ANOOP V.NAIR
SRI.ABHILASH AKBAR

RESPONDENTS:

1. REGIONAL TRANSPORT OFFICER,
KOTTAYAM.

2. JOINT REGIONAL TRANSPORT OFFICER,
KOTTAYAM.

3. REGIONAL TRANSPORT OFFICER,
KOLLAM.

4. JOINT REGIONAL TRANSPORT OFFICER,
PUNALUR.

5. SUB INSPECTOR OF POLICE,
KOTTAYAM WEST POLICE STATION.

BY GOVERNMENT PLEADER SRI.SOJAN JAMES

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J

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W.P.(C) No. 32016 Of 2006

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Dated this the 6th day of December, 2006.

J U D G M E N T

Heard learned counsel for the petitioner and learned Government pleader.

2. Petitioner is a financier of the vehicle, the possessor of which was Mrs.Annamma Thomas. The petitioner submits that it was repossessed on account of default and sold to yet another person and the vehicle was thereafter seized by the Motor Vehicle Department for non payment of tax. It is submitted by the learned government pleader that the parties have been called for a personal hearing of the matter to be dealt with in accordance with law. In such circumstances, I do not find any ground to direct that the department to release the vehicle on receipt of tax. It is, however, directed that, department will expedite proceedings, if the petitioner appears for personal hearing.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

SJ